

AMENDMENT TO H.R.
OFFERED BY MRS. WILSON

At the appropriate place insert the following new subtitle (and conform the table of contents accordingly):

1 Subtitle —Expansion of Coverage
2 of Children under the Medicaid
3 Program

4 SEC. ____ 1. USE OF STATE CHILDREN'S HEALTH INSURANCE
5 PROGRAM FUNDS FOR ENHANCED MATCH-
6 ING RATE FOR COVERAGE OF ADDITIONAL
7 CHILDREN UNDER THE MEDICAID PROGRAM.

8 (a) IN GENERAL.—Section 1905 (42 U.S.C. 1396d)
9 is amended—

10 (1) in subsection (b), by striking “or subsection
11 (u)(3)” and inserting “, subsection (u)(3), or sub-
12 section (u)(4)(A)”; and

13 (2) in subsection (u) (as added by section
14 4911(a)(2) of the Balanced Budget Act of 1997 and
15 as amended by section 162 of Public Law 105–
16 100)—

17 (A) by redesignating paragraph (4) as
18 paragraph (5); and

19 (B) by inserting after paragraph (3) the
20 following new paragraph:

1 “(4)(A) For purposes of subsection (b), the expendi-
2 tures described in this subparagraph are expenditures for
3 medical assistance for waived low-income children de-
4 scribed in subparagraph (B) but—

5 “(i) only in the case of children residing in a
6 State described in subparagraph (C); and

7 “(ii) only to the extent the number of full-year
8 equivalent waived low-income children enrolled
9 under the State plan under this title for the fiscal
10 year exceeds the number of waived low-income
11 children described in subparagraph (D)(i) for the
12 State for the fiscal year.

13 “(B) For purposes of this paragraph, the term
14 ‘waived low-income child’ means a child whose family in-
15 come exceeds the minimum income level required to be es-
16 tablished for the age of such child under section
17 1902(l)(2) in order for the child to be eligible for medical
18 assistance under this title, but does not exceed the med-
19 icaid applicable income level (as defined in section
20 2110(b)(4) but determined as if ‘June 1, 1997’ were sub-
21 stituted for ‘March 31, 1997’) for that child.

22 “(C) A State described in this subparagraph is a
23 State that—

24 “(i) has under a waiver authorized by the Sec-
25 retary or under section 1902(r)(2) established a

1 medicaid applicable income level (as defined in sec-
2 tion 2110(b)(4) but determined as if ‘June 1, 1997’
3 were substituted for ‘March 31, 1997’) for children
4 under 19 years of age residing in the State that is
5 at or above 185 percent of the poverty line; and

6 “(ii) demonstrates to the satisfaction of the
7 Secretary a commitment to reach and enroll children
8 who are eligible for, but not enrolled under, the
9 State plan through means, such as the following:

10 “(I) Eliminating the assets test for eligi-
11 bility of waived low-income children.

12 “(II) Using shortened and simplified appli-
13 cations for such children.

14 “(III) Allowing applications for such chil-
15 dren to be submitted by mail or through tele-
16 phone.

17 “(IV) Outstationing State eligibility work-
18 ers at sites that are frequented by families with
19 children, including schools, child care centers,
20 churches, centers providing Head Start services,
21 local offices of the special supplemental food
22 program for women, infants and young children
23 (WIC) established under section 17 of the Child
24 Nutrition Act of 1966, community centers, Job
25 Corps centers established under part B of title

1 IV of the Job Training Partnership Act or sub-
2 title C of title I of the Workforce Investment
3 Act of 1998, sites offering the recognized equiv-
4 alent of a secondary school degree, offices of
5 tribal organizations (as defined in section 4(l)
6 of the Indian Self-Determination and Education
7 Assistance Act), and Social Security Adminis-
8 tration field offices.

9 “(V) Using presumptive eligibility for
10 waived low-income children.

11 “(VI) Collaborating with public and private
12 entities to conduct outreach campaigns to enroll
13 such children.

14 “(D)(i) For purposes of subparagraph (A)(ii), the
15 number of waived low-income children for a State de-
16 scribed in this clause for—

17 “(I) fiscal year 1998, is equal to the number of
18 full-year equivalent waived low-income children en-
19 rolled under the State plan under this title for fiscal
20 year 1997; and

21 “(II) fiscal year 1999 or a succeeding fiscal
22 year, is equal to the number of waived low-income
23 children determined under this clause for the pre-
24 ceding fiscal year increased by the number of per-

1 centage points determined under clause (ii) for the
2 State for the fiscal year involved.

3 “(ii) The number of percentage points determined
4 under this clause for a State for a fiscal year is equal to
5 the number of percentage points by which—

6 “(I) the arithmetic average of the total number
7 of children in the State set forth in the 3 most re-
8 cent March supplements to the Current Population
9 Survey of the Bureau of the Census before the be-
10 ginning of the fiscal year; exceeds

11 “(II) the arithmetic average of such total num-
12 ber set forth in the second, third, and fourth most
13 recent March supplements to such Survey before the
14 beginning of the fiscal year.

15 “(E) For purposes of section 2104(d) (regarding the
16 reduction of an allotment under title XXI) the amount de-
17 termined under paragraph (2) of that section shall, with
18 respect to expenditures described in subparagraph (A),
19 only take into account the amount by which—

20 “(i) the payments made to a State for such ex-
21 penditures for a fiscal year on the basis of an en-
22 hanced FMAP under the fourth sentence of sub-
23 section (b); exceed

1 “(ii) the amount of payments that would have
2 been made for the expenditures if the enhanced
3 FMAP did not apply.

4 “(F) Each State shall submit to the Secretary such
5 information, at such time and in such manner, as the Sec-
6 retary determines is necessary to ensure that the require-
7 ments of this paragraph are satisfied. The Secretary shall
8 ensure that information is provided under this subsection
9 in a manner that is consistent with other reporting re-
10 quirements for information required to be submitted by
11 a State under this title and title XXI, and avoids duplica-
12 tion of reporting requirements.

13 “(G) The Secretary shall regularly examine the pay-
14 ments made to a State for the expenditures described in
15 subparagraph (A) to confirm that the payments are attrib-
16 utable to expenditures described in such subparagraph.”.

17 (b) CONFORMING AMENDMENT.—Section 2104(d)(2)
18 (42 U.S.C. 1397dd(d)(2)) is amended by inserting “sub-
19 ject to section 1905(u)(4)(E),” after “(2)”.

20 (c) EFFECTIVE DATE.—The amendments made by
21 this section shall be effective as if included in the enact-
22 ment of section 4911 of the Balanced Budget Act of 1997.

1 **SEC. ____2. EXPANSION OF PRESUMPTIVE ELIGIBILITY OP-**
2 **TION FOR CHILDREN UNDER THE MEDICAID**
3 **PROGRAM.**

4 (a) IN GENERAL.—Section 1920A(b)(3)(A)(i) (42
5 U.S.C. 1396r-1a(b)(3)(A)(i)) is amended—

6 (1) by striking “or (II)” and inserting “, (II)”;
7 and

8 (2) by inserting before the semicolon “, eligi-
9 bility for assistance under the State plan under part
10 A of title IV, eligibility of a child to receive medical
11 assistance under the State plan under this title or
12 title XXI, (III) is a staff member of an elementary
13 school or secondary school, as such terms are de-
14 fined in section 14101 of the Elementary and Sec-
15 ondary Education Act of 1965 (20 U.S.C. 8801), a
16 child care resource and referral center, or an agency
17 administering a State plan under part D of title IV,
18 or (IV) is so designated by the State”.

19 (b) CONFORMING AMENDMENTS.—Section 1920A
20 (42 U.S.C. 1396r-1a) is amended—

21 (1) in subsection (b)(3)(A)(ii), by striking
22 “paragraph (1)(A)” and inserting “paragraph
23 (2)(A)”;

24 (2) in subsection (c)(2), in the matter preceding
25 subparagraph (A), by striking “subsection
26 (b)(1)(A)” and inserting “subsection (b)(2)(A)”.

1 **SEC. ____3. INCREASED SCHIP FLEXIBILITY FOR STATES**
2 **WITH HIGH MEDICAID CHILD INCOME LEV-**
3 **ELS WHEN SCHIP INITIATED.**

4 (a) USE OF ENHANCED MATCH FOR EXPANDED
5 MEDICAID CHILD COVERAGE.—Section 1905 (42 U.S.C.
6 1396d), as amended by section 201, is further amended—

7 (1) in subsection (b), by striking “or subsection
8 (u)(4)(A)” and inserting “, subsection (u)(4)(A), or
9 subsection (u)(5)(A)”; and

10 (2) in subsection (u)—

11 (A) by redesignating paragraph (5) as
12 paragraph (6); and

13 (B) by inserting after paragraph (4) the
14 following new paragraph:

15 “(5)(A) For purposes of subsection (b), the expendi-
16 tures described in this subparagraph are expenditures for
17 medical assistance for expansion children (as defined in
18 subparagraph (B)) but—

19 “(i) only in the case of expansion children resid-
20 ing in a State that has, under a waiver authorized
21 by the Secretary under section 1115 or under sec-
22 tion 1902(r)(2), established a medicaid applicable in-
23 come level (as defined in section 2110(b)(4)) for
24 children under 19 years of age residing in the State
25 that is at or above 185 percent of the poverty line;
26 and

1 “(ii) only for a fiscal year to the extent the full-
2 year equivalent number of expansion children en-
3 rolled under the State plan under this title for the
4 fiscal year exceeds the number of such children en-
5 rolled under the plan for the State during the first
6 month in which the State’s child health plan under
7 title XXI was effective.

8 “(B) For purposes of this paragraph, the term ‘ex-
9 pansion child’ means a child who is eligible for medical
10 assistance under this title only due to a waiver described
11 in subparagraph (A)(i), and whose family income does not
12 exceed the medicaid applicable income level (as defined in
13 section 2110(b)(4)) for that child.”.

14 (b) APPLICATION OF INCREASED PROPORTION OF
15 SCHIP ALLOTMENT FOR SPECIAL INITIATIVES AND SIMI-
16 LAR PURPOSES.—Section 2105(c)(2) of such Act (42
17 U.S.C. 1397ee(c)(2)) is amended by adding at the end the
18 following new subparagraph:

19 “(C) INCREASED FLEXIBILITY FOR CER-
20 TAIN STATES.—In the case of a State with a
21 medicaid applicable income level that is at or
22 above 185 percent of the poverty line—

23 “(i) the limitation under subpara-
24 graph (A) shall not apply to payments and

1 expenditures described in subsection
2 (a)(2)(A) or (a)(2)(B); and

3 “(ii) in applying such limitation to ex-
4 penditures and costs described in sub-
5 section (a)(2)(C) or (a)(2)(D), any ref-
6 erence in subparagraph (A) to a sum is
7 deemed a reference to the amount of the
8 State’s allotment under section 2104 for
9 the fiscal year involved.”.

10 (c) EFFECTIVE DATE.—The amendments made by
11 this section shall be effective as if included in the enact-
12 ment of section 4911 of the Balanced Budget Act of 1997.